

E-FILED 7/30/2012

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA – WESTERN DISTRICT

JONATHAN E. SAMUELS,

Plaintiff,

v.

WELLS FARGO BANK, NA, F.K.A.,
WACHOVIA MORTGAGE, FSB,
F.K.A. WORLD SAVINGS BANK,
FSB and ALL PERSONS
UNKNOWN CLAIMING ANY
EQUITABLE RIGHT, TITLE,
ESTATE LIEN, OR INTEREST IN
THE REAL PROPERTY
DESCRIBED IN THE COMPLAINT
and DOES 1-100 inclusive,

Defendants.

Case No.: 2:11-cv-06067-PSG-PJW

~~[PROPOSED]~~ JUDGMENT OF
DISMISSAL WITH PREJUDICE

*[The Honorable Philip S. Gutierrez,
Courtroom 880]*

On May 14, 2012, this Court entered an Minute Order granting the motion of defendant Wachovia Mortgage, a division of Wells Fargo Bank, N.A., successor by merger with Wells Fargo Bank Southwest, N.A., formerly known as Wachovia Mortgage, FSB, formerly known as World Savings Bank, FSB (sued herein as

1 “Wells Fargo Bank, NA, F.K.A., Wachovia Mortgage, FSB, F.K.A. World Savings
2 Bank, FSB”) (“Wachovia”) , to dismiss plaintiff’s second amended Complaint
3 pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure. In accordance
4 with that Order:

5 IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

6 1. This action is dismissed with prejudice.

7 2. Plaintiff Jonathan E. Samuels will take nothing from defendant Wells
8 Fargo in this action; and

9 3. As the prevailing party, defendant Wells Fargo may submit an
10 application to tax costs and a motion to recover reasonable attorneys’ fees.
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13 Dated: 7/30/12

PHILIP S. GUTIERREZ
HONORABLE PHILIP S. GUTIERREZ
UNITED STATES DISTRICT JUDGE
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ANGLIN FLEWELLING RASMUSSEN CAMPBELL & TRYTTEN LLP

1 **CERTIFICATE OF SERVICE**

2 I, the undersigned, declare that I am over the age of 18 and am not a party to
3 this action. I am employed in the City of Pasadena, California; my business address
4 is 199 S. Los Robles Avenue, Suite 600, Pasadena, California 91101-2459.

5 On July 24, 2012, I served a copy of the foregoing document entitled:

6 **[PROPOSED] JUDGMENT OF DISMISSAL**

7 on all interested parties as follows:

8 ***Served By Means Other Than The Court's CM/ECF System:***

9 *Plaintiff in Pro Per:*

10 Jonathan E. Samuels
11 7211 Haven Avenue
12 Rancho Cucamonga, California 91730

13 Jonathan E. Samuels
14 7060 Martano Place
15 Rancho Cucamonga, California 91701

16 ☒ **BY MAIL:** By placing the envelope for collection and mailing following
17 our ordinary business practices. I am readily familiar with the firm's
18 practice of collecting and processing correspondence for mailing. On the
19 same day that correspondence is placed for collection and mailing, it is
20 deposited in the ordinary course of business with the United States Postal
21 Service in Pasadena, California, in sealed envelopes with postage fully
22 thereon.

23 I declare under penalty of perjury under the laws of the United States of America
24 that the foregoing is true and correct. I declare that I am employed in the office
25 of a member of the Bar of this Court at whose direction the service was made.
26 This declaration is executed in Pasadena, California, on July 24, 2012.

27 Christine Daniel
28 (Type or Print Name)

/s/ Christine Daniel
(Signature of Declarant)